

MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF IRVINGTON, NEW YORK HELD ON MONDAY JULY 21, 1997 AT 8:00 P.M. VILLAGE HALL, 85 MAIN STREET, IRVINGTON, NEW YORK.

Present: Dennis P. Flood, Mayor
Garrard R. Beeney, Trustee
Sheila M. Attai, Trustee
James McNiff, Trustee
Stephen A. McCabe, Administrator
Lawrence S. Schopfer, Clerk-Treasurer
Kevin J. Plunkett, Village Attorney
Robert Bauer, Supt. of Public Works
Eugene Hughey, Building Inspector

The meeting was called to order by Mayor Flood who led the attendance in the pledge of allegiance to the flag of the United States of America.

Mayor Flood opened the floor to public comment on matters not contained on the agenda of the regular meeting. Earl Ferguson expressed concern about the future use of the Posca gas station as a dry cleaning establishment. Mayor Flood indicated that the Village Board was not the board of jurisdiction in this matter. Village Attorney Kevin J. Plunkett further indicated that the sale of the property was a private matter and its future use would be governed by the Village's zoning code. Other residents, including Ed Malecki, Jim Kitler, Eve Malecki, Helen Schrader, Guy Magro, Paul Walker, Joe Napolitano, Terry Masterson, Neil Basescu, and Liz Basescu also expressed similar concerns about the future use of the property.

Paula Morley and Barbara Rubin raised some concerns about Village teenagers and their involvement with the Irvington Police Department.

Terry Masterson pointed out that Washington Irving's picture was not scheduled to be painted on the new aerial ladder truck.

Trustee Attai made a motion to adopt the minutes of the regular meeting of the Village Board held on June 16, 1997. The motion was seconded by Trustee McNiff and unanimously approved.

Trustee Attai made a motion to adopt the minutes of the special meeting of the Village Board held on June 25, 1997. The motion was seconded by Trustee Beeney and unanimously approved.

Trustee Attai made a motion to adopt the following resolution:

RESOLVED having completed notification(s) pursuant to part 617 of title 6 NYCRR and having received no written objections, the Village Board declares itself lead agency for a NY State Environmental Quality Review Act (SEQRA) review of an environmental assessment form regarding an Eminent Domain procedure (EDLP) to acquire a parcel identified on the Village tax map as Sheet 7A, Block 230, Lots 7, 8 & 9 for public use as a sand and salt supply storage and access facility.

Trustee McNiff seconded the motion and it was unanimously approved.

Trustee Attai made a motion to adopt the following resolution:

RESOLVED having reviewed the information recorded on an environmental assessment form (EAF) dated June 16, 1997 entitled "Eminent Domain Proceeding and Construction of Municipal Sand and Salt Storage and Access Facility", a copy of which is attached hereto as a part of this resolution, said assessment regarding an Eminent Domain procedure (EDLP) to acquire a parcel identified on the Village tax map as Sheet 7A, Block 230, Lots 7, 8 & 9 for public use as a sand and salt supply storage and access facility, and having considered both the magnitude and importance of each impact, it is determined by the lead agency, the Irvington Board of Trustees, that: The project will not have any significant adverse environmental impacts and a negative declaration is approved.

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Trustee McNiff seconded the motion and it was unanimously approved.

Mayor Flood opened the public hearing regarding an Eminent Domain procedure (EDLP) to acquire a parcel identified on the Village tax map as Sheet 7A, Block 230, Lots 7, 8 & 9 for public use as a sand and salt supply storage and access facility. Vic Serricchio spoke in opposition to the proposed EDLP. Andrew Sokolik, owner of the property, also spoke in opposition. Trustee Beeney made a motion to close the public hearing. Trustee McNiff seconded the motion and it was unanimously approved.

Trustee Attai made a motion to adopt the following resolution:

Whereas, the Village of Irvington has instituted Eminent Domain Law proceedings to acquire a parcel of land for the construction of an environmentally sound, permanent, sand and salt supply storage and access facility which will also house other supplies and seasonal equipment, and

Whereas, the parcel is designated on the Village tax map as Sheet 7A, Block 230, Lots 7, 8 & 9, and is a total area of approximately 6,813 sq. ft. which is adequate size for the proposed use, and

Whereas, all Village owned land has been ruled out as a possible location for the facility, and no other suitable privately owned parcel can be found within the Village, and

Whereas, presently and for the past 30 or more years Village winter salt supplies have been piled on a Metro-North parking lot within 75 feet of the desired property, and Metro-North has demanded that the material be removed to increase commuter parking by 30 to 40 spaces, and through weathering it is estimated that 15 to 20% of the material is lost and brine run-off causes additional pollution to the Hudson River which receives the effluent via existing storm drainage facilities, and the Hudson River is within 1000 feet of the existing open storage site and the proposed new enclosed environmentally constructed facility and,

Whereas, State lawmakers, several years ago proposed State legislation to require all Winter salt supplies to be placed in an enclosed building to alleviate run-off and pollution and although to date such a law has not been enacted it is anticipated that such legislation will be enacted in the near future, and

Whereas, the proposed facility is in close proximity to the Irvington Department of Public Works Yard on South Astor Street, would not cause any excessive noise or congestion especially in night hours, and needs to be in such proximity to the Department of Public Works Yard for quick response to assure public safety during hazardous winter snow and ice events, and

Whereas, the Village Board has conducted a NY State Environmental Quality Review Act (SEQRA) review of a full environmental assessment form regarding the EDL procedure and has voted a determination of significance stating that the project does not result in significant impact and, therefore, is one which will not have a significant impact on the environment, therefore a negative declaration will be prepared, and

Whereas, the Village has given requisite public notice and conducted a public hearing on the proposed Eminent Domain Law Procedure on July 21, 1997,

RESOLVED that the Board of Trustees of the Village of Irvington finds and determines that it is in the best interest of the Village of Irvington to commence proceedings under the Eminent Domain Law Procedure to acquire a parcel identified on the Village tax map as Sheet 7A, Block 230, Lots 7, 8 & 9 for public use as a sand and salt supply storage and access facility.

Trustee McNiff seconded the motion and it was unanimously approved.

Mayor Flood read communications from New York State Division of Criminal Justice Services; SIDS Foundation, Inc. regarding a recent walkathon; Dr. Patricia Silber regarding help received from Officer DePonto; R. Douglas Wilson regarding the Murray-Griffen property; Jonathan Rose regarding the Burnham Building project, Michael Moracco regarding Joe Archino. Copies of these communications are attached hereto as a part of these minutes.

Trustee McNiff made a motion to appoint Edward Margi as plumbing inspector an annual salary of \$4,500 for a term to expire in April 1998. The motion was seconded by Trustee Attai and unanimously approved.

Village Administrator Steve McCabe provided background on the selection process for architectural services for rehabilitation and conversion of a building on the Waterfront Park site to a Senior Citizens' Community Center. He recommended that the contract be awarded to Sullivan Architects of Vahalla, New York in the amount of \$47,000. Trustee McNiff made a motion awarding the contract as recommended. Trustee Attai seconded the motion and it was unanimously approved.

Trustee Attai made a motion to appoint Lawrence W. Goldstein, M.D. of Tarrytown as Police Surgeon for a term to expire in April 1998. The motion was seconded by Trustee McNiff and unanimously approved.

Trustee Attai indicated that there was a water main break on Station Road. She also noted that numerous hydrants had been replaced. She also provided an activity report on the Building department, including the Legend Hollow development.

Trustee McNiff announced the upcoming movies in Matthiessen Park and fireworks scheduled for September 6, 1997.

Trustee Beeney discussed the recently completed microsurfacing and the upcoming summer paving schedule. He also discussed the snow money received from New York State, the restocking of Halsey Pond with Carp, and the additional parking being constructed at the Ardsley railroad station. He also discussed the insurance litigation matter and the demolition of the warehouse on the Waterfront Park site.

Trustee Attai made a motion for the Board to adjourn to executive session to take up land acquisition and a personnel matter. The motion was seconded by Trustee Beeney and unanimously approved.

Upon reconvening from executive session, the following salary modifications were moved, seconded and duly approved:

Elliot Bisgier	\$15.00/hr	Retroactive to 6/1/97
Joan Armstrong	\$14.98/hr	Effective 7/21/97

There being no further business to conduct, the meeting was adjourned.

Lawrence S. Schopfer, Clerk-Treasurer

Attachments